

Practitioner's Docket No. MI22-1171

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Akram et al., Salman

Application No.: 09/292,132

Filed: 04/14/99

For: Methods of Forming a Transistor Gate

Group No.: 2812

Examiner: S. Mulpuri

RECEIVED  
CENTRAL FAX CENTER

MAR 08 2004

Commissioner for Patents  
Washington, D.C. 20231

OFFICIAL

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (703) 872-9306 on the date shown below:

Examiner's Interview Summary of March 4 and 8, 2004

March 8, 2004  
Date

Robin Saldivia

  
Signature4 pages total

(Certification of Facsimile Transmission--page 1 of 1)

MAR 0 8 2004

Application Serial No. 09/292,132  
Examiner Interview Summary of 03/04/04

OFFICIAL MI22-1171

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Serial No. .... 09/292,132  
Filing Date .... April 14, 1999  
Inventor .... Salman Akram et al.  
Assignee .... Micron Technology, Inc.  
Group Art Unit .... 2812  
Examiner .... Savitri Mulpuri  
Attorney's Docket No. .... MI22-1171  
Title: Methods of Forming a Transistor Gate

**EXAMINER INTERVIEW SUMMARY OF MARCH 4 and 8, 2004**

To: Commissioner for Patents  
Alexandria, VA 22313

**VIA FACSIMILE**

From: D. Brent Kenady  
Tel. 509-624-4276; Fax 509-838-3424  
Wells St. John P.S.  
601 West First Avenue, Suite 1300  
Spokane, WA 99201-3828

Applicant's representative held multiple interviews with Examiner Mulpuri on March 4, 2004 and a final interview on March 8, 2004. Applicant's representative would like to thank Examiner Mulpuri for her time and attention to this matter.

The pending claims of this case are under a restriction requirement issued on November 6, 2003 (paper no. 103103) wherein the Examiner provided two

Application Serial No. 09/292,132  
Examiner Interview Summary of 03/04/04

MI22-1171

groups of claims. The Examiner provided a description of the alleged subject matter of each claim group. Applicant responded on December 8, 2003 stating, respectfully, that the subject matter of each claim group is not consistent with the Examiner's alleged claimed subject matter characterization of each claim group. Accordingly, at the time of the interviews discussed herein, the pending claims were under an improper restriction requirement.

On March 4, 2004, the Examiner and Applicant's representative held multiple interviews to discuss this case.

First, the Examiner agreed that the pending restriction requirement was improper and provided a new grouping of claims with new descriptions for the subject matter of the respective claim groups. The Examiner faxed the new grouping of claims with new descriptions on March 4, 2004 so that discussion of this case could proceed. The new requirement for restriction provided two groups for restriction, one group of claims included independent claim 55 and the dependent claims, claims 56-59, 79, 86 and 92. The second group including the balance of the claims pending in the application, that is, claims 51-53, 62-75, 80-81, 87-91 and 93-98. However, Applicant's representative pointed out that the Examiner's description of the subject matter for the second claim group was again an improper description presenting limitations not recited in the claims. The Examiner again agreed.

Application Serial No. 09/292,132  
Examiner Interview Summary of 03/04/04

MI22-1171

With the understanding that the Examiner would correct the subject matter description of the second claim group, Applicant's representative provisionally elected to prosecute the second claim grouping (claims 51-53, 62-75, 80-81, 87-91 and 93-98).

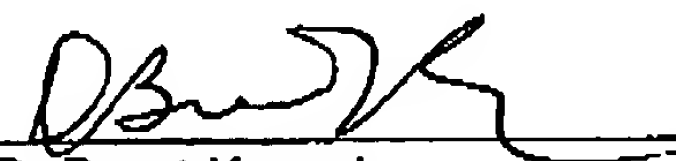
Several discussions were held on March 4, 2004 to attempt to reach an agreement for allowance of this case. No agreement was reached on March 4, 2004.

Another interview was held on March 8, 2004. No agreement was reached for allowance. The Examiner agreed to formalize the restriction requirement faxed to Applicant's representative on March 4, 2004 with a corrected subject matter description of the second claim group.

Applicant's representative would again like to thank Examiner Mulpuri for her time and attention to this matter.

Respectfully submitted,

Dated: 3-8-04

By:   
D. Brent Kenady  
Reg. No. 40,045